

AG Contract No. KR98-2514TRN  
ADOT ESC File No. JPA 98-189  
TRACS No: H 4396 02L  
Project: Documentation of Historic Canals  
Section: Mesa, Chandler and Gilbert

**INTERGOVERNMENTAL AGREEMENT**  
BETWEEN  
THE STATE OF ARIZONA  
AND  
THE SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT  
AND POWER DISTRICT

THIS AGREEMENT is entered into 11 February, 1999 pursuant to Arizona Revised Statutes, Section 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION, (the "State"), and the SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT, acting by and through its BOARD OF DIRECTORS (the "SRP").

**I. RECITALS**

1. The State is empowered by Arizona Revised Statutes Section 28-401 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has delegated to the undersigned the authority to execute this agreement on behalf of the State.

2. The SRP is empowered by Arizona Revised Statutes Section 48-2337 to enter into this agreement and has delegated to the undersigned the authority to execute this agreement on behalf of the SRP.

3. In order to assist the State in its obligation to fulfill the requirements of the National Historic Preservation Act of 1966 and regulations under 36 CFR 800, the State and the SRP agree to participate in the historical research and archival photography required to prepare a Historic American Engineering Record (HAER) report on the SRP Consolidated and Eastern canals, and HAER-type documentation on the Roosevelt Water Conservation District Canal. The purpose of this agreement is to define each parties' responsibilities for the cost and documentation of each canal report in accordance with the attached Work Plan, attached hereto and incorporated herein as Exhibit "A".

THEREFORE, in consideration of the mutual agreements expressed herein, it is agreed as follows:

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NO. 22984  
Filed with the Secretary of State  
Date Filed: 02/11/99

Betty Bayless  
Secretary of State

B Dick V. Greenwood

## **II. SCOPE OF WORK**

1. The SRP will:

a. Accomplish the historical research and archival photography in accordance with Exhibit A, and provide the State with a final report for each canal, documenting the results.

b. Upon completion of each canal report, invoice the State separately for (1) fifty percent (50%) of the costs incurred for the Eastern Canal HAER report, (2) fifty percent (50%) of the costs incurred for the Consolidated Canal HAER report, and (3) the total actual cost of the Roosevelt Water Conservation District Canal report. However, in no event shall the State be required to pay SRP more than (1) \$23,951.50 for the Eastern and Consolidated Canal HAER reports, and (2) \$27,487.84 for the Roosevelt Water Conservation District Canal report.

2. The State will:

Upon receipt of an invoice from SRP, as provided in Section II.1.b. above, pay SRP within thirty (30) days of the invoice date.

## **III. MISCELLANEOUS PROVISIONS**

1. Ownership to all reports and other deliverables prepared by the SRP in performance of this agreement shall rest jointly with the State and the SRP.

2. This agreement shall become effective upon filing with the Secretary of State and recording with the Maricopa County Recorders Office.

3. This agreement may be cancelled in accordance with Arizona Revised Statutes Section 38-511.

4. The provisions of Arizona Revised Statutes Section 35-214 are applicable to this contract.

5. In the event of any controversy which may arise out of this agreement, the parties hereto agree to abide by required arbitration as is set forth for public works contracts in Arizona Revised Statutes Section 12-1518.

6. All notices or demands upon any party to this agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

Arizona Department of Transportation  
Joint Project Administration  
205 South 17 Avenue, Mail Drop 616E  
Phoenix, AZ 85007

Salt River Project Agricultural  
Improvement and Power District  
Attn.: Manager, Water Rights and Contracts Department  
PO Box 52025  
Phoenix, AZ 85072-2025

7. Attached hereto and incorporated herein is the written determination of legal counsel that the State and SRP are authorized under the laws of this state to enter into this agreement and that the agreement is in proper form.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first above written.

**SALT RIVER PROJECT AGRICULTURAL  
IMPROVEMENT AND POWER DISTRICT**

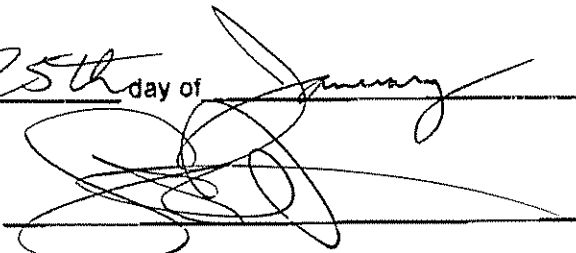
**STATE OF ARIZONA**  
Department of Transportation

By David C. Roberts  
DAVID C. ROBERTS, Manager  
Water Rights and Contracts Dept.

By Victor M. Mendez  
VICTOR M. MENDEZ, P.E.  
Deputy State Engineer

APPROVAL OF THE SALT RIVER PROJECT AGRICULTURAL  
IMPROVEMENT AND POWER DISTRICT ATTORNEY

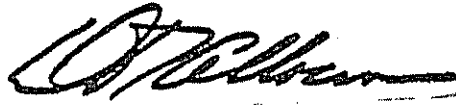
I have reviewed the above referenced proposed intergovernmental agreement, between the DEPARTMENT OF TRANSPORTATION, INTERMODAL TRANSPORTATION DIVISION and the SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT, and declare this agreement to be in proper form and within the powers and authority granted to the Salt River Project Agricultural Improvement and Power District under the laws of the State of Arizona.

DATED this 25<sup>th</sup> day of January, 1999.  
  
\_\_\_\_\_  
Attorney

RESOLUTION

BE IT RESOLVED on this 21st day of October 1998, that I, the undersigned MARY E. PETERS, as Director of the Arizona Department of Transportation, have determined that it is in the best interests of the State of Arizona that the Department of Transportation, acting by and through the Intermodal Transportation Division, to enter into an agreement with the Salt River Project, for the purpose of defining responsibilities for the documentation of the historic Eastern and Consolidated canals, the Gila Drain, and the Roosevelt water Conservation District Canal.

Therefore, authorization is hereby granted to draft said agreement which, upon completion, shall be submitted to the Deputy State Engineer for approval and execution.

A handwritten signature in black ink, appearing to read 'D. Allocco', written over a horizontal line.

DAVID R. ALLOCCO, P.E.  
Assistant State Engineer  
Engineering Technical Group

for MARY E. PETERS, Director



**SALT RIVER PROJECT**

POST OFFICE BOX 52025  
PHOENIX, ARIZONA  
85072-2025  
(602) 236-5000

December 14, 1998

Bettina H. Rosenberg  
Historic Preservation Coordinator  
Environmental Planning Section  
Arizona Department of Transportation  
205 South 17<sup>th</sup> Avenue MD 619F  
Phoenix, AZ 85007-3212

Dear Ms. Rosenberg:

Enclosed please find the SRP Research Archives' revised proposals to perform the historical research and archival photography required to prepare a Historic American Engineering Record (HAER) report on SRP Consolidated and Eastern canals, and HAER-type documentation on the Roosevelt Water Conservation District Canal. As you know, the purpose of a HAER report is to document regionally significant engineering sites with historical reports, reproductions of measured drawings, and large-format photography. The HAER-type report on the RWCD Canal will follow the same standards in historic research and writing as our HAER reports except the photo documentation will follow State Historic Preservation Office guidelines. Enclosed are the adjusted work plan, schedules, and budgets for each of the reports.

SRP will create a different job order for each project to keep the costs separate. At the completion of each report, SRP will invoice ADOT 50% of the costs incurred (not to exceed the proposed budgeted amount) for the Eastern Canal and Consolidated Canal HAER reports and the total cost of the Roosevelt Water Conservation District Canal report (not to exceed the proposed budgeted amount).

Please call me at 236-6627 or email me at [scudley@srp.gov](mailto:scudley@srp.gov) with any questions you may have.

The SRP Research Archives looks forward to completing this work for the Arizona Department of Transportation.

Sincerely,

A handwritten signature in cursive script that reads "Shelly C. Dudley".

Shelly C. Dudley  
Senior Historical Analyst

Enclosure

### Work Plan

The HAER and HAER-type reports will describe both the physical features and technical aspects of the irrigation structures, and discuss their significance to and impact on the local communities they serve in the Salt River Valley. The research will examine the canals' initial construction and subsequent modifications.

Work on the documentation will encompass research and writing the history of each canal as well as the use of historic photographs and current photography of the significant features of the canal to HAER specifications.

#### Historical Research:

Review and analyze construction files of the canal company, water users' association or the U.S. Bureau of Reclamation where applicable. This will include engineering drawings, government reports, and financial records of the canal construction. Research the history of the irrigation company/association and personalities responsible for building each canal; examine available company records, periodicals, and corporate meeting or minute books. Newspapers, personal recollections, local and regional histories will be consulted to determine the impact of the irrigation canals on that particular area of the Salt River Valley. Significant court cases will be examined and placed into the appropriate context of the report.

#### Historic Photographs

Utilize historic photographs to describe the visual aspects of each canal and area of the Salt River Valley. The Salt River Project contains an extensive photographic collection which will be used for the Eastern and Consolidated canal reports. Local and university collections are another source for historic photographs.

#### Current Photography

SRP will photograph the significant features of the Eastern and Consolidated canals, providing a description of the site according to HAER specifications. The RWCD Canal will be documented according to state standards. An index to the photographs, both historic and current, are included in each report.

Schedule\*

	Eastern	Consolidated	RWCD
1999			
January	Research		
February	Research		
March	Research	Research	Research
April	Write	Research	Research
May	Photograph/Write	Photograph / Research	Research
June	Write/Historic photographs	Research/Write	Photograph
July	Complete; photo production	Write	Research/write
August	Final	Write / Historic photos	Write / Historic photos
September		Complete / photo production	Write
October		Final	Review/RWCD
November			Complete / photo production
December			Final

\* The schedule can be flexible



Proposed Budget: Consolidated Canal

Historian			
Research	200 hours		
Writing and editing	<u>75 hours</u>		
Total hours	275 hours		
Rate \$67.07 per hour			\$18,444.25
Archival Assistant			
Preparation of photographs	10 hours		
Rate \$45.00 per hour			\$450.00
Photographer*			
Field	8 hours		
Lab time	<u>48 hours</u>		
Total hours	56 hours		
Rate \$87.00 per hour			\$4,872.00
Photographic materials:			
Film	80 @ 1.00 = \$80		
Archival paper	200 @ 2.00 = \$400		
RC paper	600 @ 1.00 = \$600		
Total material cost			\$1,080.00
			<u>\$125.00</u>
Report reproduction			
		TOTAL COST	\$24,971.25

Producing a HAER requires that two copies of the report be printed on archival paper. One of those copies will be sent to the National Park Service for the Library of Congress and the other will remain at SRP. Ten additional copies will be prepared using "glossy" photographs and distributed to various government agencies, such as the Arizona Department of Transportation, the cities of Chandler, Gilbert, and Mesa, the State Historic Preservation Office, and the Bureau of Reclamation. Other reproductions of the Consolidated HAER report, with photocopies of the photographs, will be made for any interested parties, including the state university and local libraries.

\*Last fiscal year, SRP photographed the major portion of the Consolidated Canal in anticipation of writing a HAER report. Archival quality negatives have been produced, but that cost is not included within this budget.

Proposed Budget: Eastern Canal

Historian	175 hours	
Research	<u>75 hours</u>	
Writing and editing	250 hours	
Total hours		\$16,762.50
Rate \$67.07 per hour		
Archival Assistant	10 hours	
Preparation of photographs		\$450.00
Rate \$45.00 per hour		
Photographer *	4 hours	
Field	<u>48 hours</u>	
Lab time	52 hours	
Total hours		\$4,524.00
Rate \$87.00 per hour		
Photographic materials:		
Film	70 @ 1.00 = \$ 70	
Archival paper	200 @ 2.00 = 400	
RC paper	600 @ 1.00 = 600	\$1,070.00
Total material cost		
		<u>\$125.00</u>
Report reproduction		
	TOTAL COST	\$22,931.75

Producing a HAER requires that two copies of the report be printed on archival paper. One of those copies will be sent to the National Park Service for the Library of Congress and the other will remain at SRP. Ten additional copies will be prepared using "glossy" photographs and distributed to various government agencies, such as the Arizona Department of Transportation, the cities of Gilbert and Mesa, the State Historic Preservation Office, and the Bureau of Reclamation. Other reproductions of the Eastern HAER report, with photocopies of the photographs, will be made for any interested parties, including the state university and local libraries.

\*Last fiscal year, SRP photographed the major portion of the Eastern Canal in anticipation of writing a HAER report. Archival quality negatives have been produced, but that cost is not included within this budget.

Proposed Budget: RWCD Canal

Historian			
Research		250 hours	
Writing and editing		<u>100 hours</u>	
Total hours		350 hours	\$23,467.5
Rate \$67.07 per hour			
Archival Assistant			
Preparation of photographs		10 hours	\$450.00
Rate \$45.00 per hour			
Analyst/Photographer*			
Field		32 hours	\$2,146.24
Rate \$67.07			
Photographic materials:			
Black & White Film, roll	4 @	5.00 =	\$20.00
Processing, roll	4 @	12.00 =	\$48.00
5 x 7 photographs	490 @	1.99 =	\$975.10
Color Slides, roll	4 @	12.00 =	\$48.00
Processing, roll	4 @	7.00 =	\$28.00
Historic images, negatives	20 @	4.00 =	\$80.00
Drawings, negatives	10 @	10.00 =	\$100.00
Total material cost			\$1,299.10
			<u>\$125.00</u>
Report reproduction			
	TOTAL COST		\$27,487.84

One copy of the report with photographs, negatives, and color slides will be sent to the Arizona State Historic Preservation Office. Six copies with photographs will be distributed to RWCD and various government agencies, such as the Arizona Department of Transportation and the Bureau of Reclamation. Other reproductions of the HAER report, with photocopies of the photographs, will be made for any interested parties, including the state university and local libraries.

\*The Santan Freeway will cross both the RWCD main canal as well as the RWCD extension at the end of the SRP Eastern Canal. Additional time is needed to photograph both irrigation canals.



GRANT WOODS  
ATTORNEY GENERAL

STATE OF ARIZONA  
OFFICE OF THE ATTORNEY GENERAL  
1275 WEST WASHINGTON, PHOENIX 85007-2997

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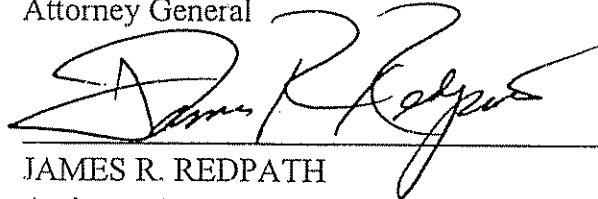
**INTERGOVERNMENTAL AGREEMENT**  
**DETERMINATION**

A.G. Contract No. KR98-2514TRN, an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATE February 2, 1999.

GRANT WOODS  
Attorney General



JAMES R. REDPATH  
Assistant Attorney General  
Transportation Section

JRR:et/18718

Enc.